

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director  
Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : DR-465

Stream : Unnamed Tributary  
Diamond Lake

Applicant : Kosciusko County Drainage Board  
Richard Kemper  
Courthouse 100 W. Center Street  
Warsaw, IN 46580-2873

Description : For a distance of approximately 1,400', remove approximately 2' of accumulated sediment from the ditch. Material will be sidecast into the agricultural field to the north of County Road 900 South and to the west of the ditch portion south of County Road 900 South and spoils will be leveled and seeded. Details of the project are contained in information and plans received at the Division of Water on November 27, 2006

Location : Stream crossing at County Road 500 West, continuing about 1400' upstream  
DOWNSTREAM: near Silver Lake, Seward Township, Kosciusko County  
SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 25, T 30N, R 5E, Silver Lake Quadrangle  
Quad Code: 4108518  
UTM Coordinates: Downstream 4550524 North, 590097 East  
UPSTREAM: near Silver Lake, Seward Township, Kosciusko County  
SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Section 36, T 31N, R 5E, Silver Lake Quadrangle  
Quad Code: 4108518  
UTM Coordinates: Upstream 4550263 North, 590271 East

Statute/Rule : "Ditch" Act, IC 14-26-5

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24075

Stream : Ohio River

Applicant : Indiana Michigan Power Company  
Sharon S McFarland  
800 AEP Drive  
Lawrenceburg, IN 47025-2510

Description : A 1300' by 1950' area will be filled in the north (right) floodplain of the river for the disposal of coal combustion waste from the Indiana Michigan Power Tanners Creek Power Plant. The fill will vary in depth from 165' on the landward side to approximately 6" on the streamward side. It will be set 215' back from the top of the bank and will have 3:1 sideslopes. The fill's finished elevation will be 640', NGVD. Upon completion the site will be capped with soil and planted with vegetative cover. Details of the project are contained in information and plans received at the Division of Water on November 21, 2006.

Location : Along the north bank of the Ohio River beginning at the confluence of Tanners Creek and continuing approximately 2,200 feet downstream to the west. The site is located on the Indiana Michigan Power Tanners Creek Power Plant property  
DOWNSTREAM: near Lawrenceburg, Lawrenceburg Township, Dearborn County  
NE¼, NE¼, Section 28, T 5N, R 1W, Aurora, IN-KY Quadrangle  
Quad Code: 3908418  
UTM Coordinates: Downstream 4326936 North, 683546 East  
UPSTREAM:  
UTM Coordinates: Upstream 4327275 North, 684206 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24080

Stream : St. Joseph River

Applicant : Paragon Landscape, Inc.  
David Kieser  
P.O. Box 606  
Grabill, IN 46741-0606

Description : Approximately 100' of the south (left) streambank will be stabilized with a 6" thick layer of glacial stone. The glacial stone will conform to the existing grade, will extend up the bank approximately 3' and will extend into the channel approximately 3'.. Details of the project are contained in information and plans received at the Division of Water on November 27, 2006.

Location : Along the left bank, approximately 2300' upstream of the the confluence of Eller Ditch  
near Mishawaka, Penn Township, St. Joseph County  
NW¼, NW¼, NE¼, Section 13, T 37N, R 3E, South Bend East Quadrangle  
Quad Code: 4108662  
UTM Coordinates: Downstream 4613075 North, 572563 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24081

Stream : Wabash River

Applicant : International Paper Company  
Terre Haute Mill  
Cory St. Thomas  
2401 Prairieton Avenue  
Terre Haute, IN 47802-1900

Description : In order to comply with an Indiana Department of Environmental Management (IDEM) Agreed Order (Case No. 2000-8907-W) a 102' long effluent diffuser will be placed below the streambed. The diffuser and associated piping will extend approximately 300' in to the river. A temporary trench, approximately 3' wide and 3' deep, will be excavated using a barge-mounted excavator for the placement of the diffuser and associated piping. The trench will be backfilled upon completion with riprap placed to the existing elevation of the river bed. The diffuser, consisting of 12" HDPE piping with 18 four inch discharge ports, will protrude approximately 6" above the river bed. A pump station will be installed near the existing wastewater treatment system dike with a force main to convey treated effluent to the diffuser. Details of the project are contained in information and plans received at the Division of Water on November 27, 2006.

Location : Along the east bank of the Wabash River approximately 1350' upstream of the Interstate 70 crossing  
at Terre Haute, Harrison Township, Vigo County  
SE¼, SW¼, NE¼, Section 32, T 12N, R 9W, Terre Haute Quadrangle  
Quad Code: 3908744  
UTM Coordinates: Downstream 4365974 North, 462844 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24083

Lake : Eagle Creek Reservoir

Applicant : Town of Zionsville  
Albert E. Smith  
110 South 4th Street  
Zionsville, IN 46077-1611

Description : A 2 span steel truss pedestrian bridge with span lengths of 100' will be constructed over Eagle Creek. The spill through abutments will have 2:1 side slopes armored with riprap over geotextile fabric. The structure will have an out-to-out length of 203' and a clear walkway width of 10'. The abutments and piers will be skewed 15 degrees to align with streamflow. The center pier will be located at the north bank of the creek. A temporary causeway will be placed on the downstream side of the proposed bridge to provide construction access to the north bank. The maximum profile grade of the causeway will be 841.0 NGVD. A minimum waterway area in the channel under the profile grade of 40 square feet will be provided for flow maintenance. Approximately 544 cubic yards of borrow embankment fill will be placed below the Ordinary High Watermark over an area of 0.07 acres. If culverts or pipes are used to maintain flow, 20 cubic yards of revetment riprap will be placed below the Ordinary High Watermark over an area of 0.007 acres at the pipe outlets for erosion control. The riprap will extend the width of the outlet to 15' downstream. The temporary causeway will be completely removed at completion. Details of the project are contained in information and plans received at the Division of Water on November 29, 2006.

Location : At the Turkey Foot Road stream crossing  
at Zionsville, Eagle Township, Boone County  
SW¼, NW¼, SE¼, Section 26, T 18N, R 2E, Zionsville Quadrangle  
Quad Code: 3908683  
UTM Coordinates: Downstream 4425030 North, 562470 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24084

Stream : Feather Creek

Applicant : Michael W Snodgrass  
249 N. 11th Street  
Clinton, IN 47842

Description : A 30' by 30' pole barn will be constructed. The barn will have a cement floor, metal siding and roof, and a 10' ceiling. Specific project information will be added to the description as the application is further reviewed. Details of the project are contained in information received electronically at the Division of Water on November 30, 2006 and in plans and information received at the Division of Water on December 6, 2006.

Location : 249 North 11th Street  
near Clinton, Clinton Township, Vermillion County  
NW¼, SW¼, NW¼, Section 16, T 14N, R 9E, Clinton Quadrangle  
Quad Code: 3908764  
UTM Coordinates: Downstream 4390390 North, 464710 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24085

Lake : Lake Waveland

Applicant : Boyce Land Co., Inc.  
Mark W Boyce  
3960 Chadwick Drive  
Carmel, IN 46033

Little Raccoon Conservancy District  
Court House  
116 W. High Street  
Rockville, IN 47872

Description : Approximately 2.9 acres of water adjacent to an impounded lake shore line will be dredged to a depth from 2' to 6'. The dredging will be performed by a floating hydraulic dredge. The dredged material will be piped to an upland disposal area where it will be allowed to dry before being capped with topsoil and converted into a vegetated field. Adequate detention time and/or filter media will be provided to allow suspended sediments to settle out of the decanted water before returning the water to the stream. Details of the project are contained in information received electronically at the Division of Water on December 1, 2006.

Location : About 13 miles southwest of Crawfordsville on SR 47, or about 6 miles east of Turkey Run State Park on SR 47.  
Near Waveland, Howard Township, Parke County  
Section 28, T 17N, R 6W

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10



# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24088

Stream : North Hogan Creek

Applicant : Aurora Utilities  
Randy Turner  
P.O. Box 120  
Aurora, IN 47001-0120

Description : A 12" diameter force main will be placed beneath the creek. The line will be placed by the open trench method. It will have 3' of cover beneath the streambed and 3' in the banks. Details of the project are contained in information and plans received at the Division of Water on December 4, 2006.

Location : At the George Street stream crossing  
near Aurora, Hogan Township, Dearborn County  
SE¼, NW¼, NE¼, Section 31, T 5N, R 1W, Aurora, IN-KY Quadrangle  
Quad Code: 3908418  
UTM Coordinates: Downstream 4325100 North, 681750 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-24089

Stream : Bixler Lake Ditch

Applicant : Norfolk Southern Railroad  
Howard C Swanson  
Bridges and Structures  
1200 Peachtree St  
Atlanta, GA 30309

Description : The existing bridge carrying Norfolk Southern over Bixler Lake Ditch will be replaced with a new culvert on essentially the same alignment. The existing stone abutments have been undermined due to dredging of Bixler Lake Ditch. The timber piling are deteriorating and settling. The structure is being replaced to ensure safe railroad operation. The new crossing will consist of a 108" span x 81" rise x 120' long corrugated metal arch culvert. The new arch will have an upstream and down stream inverts of 952.4 ft, NGVD and 951.5 ft, NGVD respectively. The culvert will aligned with the stream flow. The top of rail elevation will remain at 974 ft, NGVD. Plans and color photographs are enclosed in the application package. Details of the project are contained in information received electronically at the Division of Water on December 5, 2006.

Location : The project is located where Norfolk Southern Railroad crosses Bixler Lake Ditch. The work will occur in Norfolk Southern's 140' right of way near Kendallville, Wayne Township, Noble County Section 32, T 35N, R 10E, Kendallville Quadrangle Quad Code: 4108543

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20618

Lake : Snow Lake

Applicant : Robert Conner  
3424 Cherry Lane  
Fort Wayne, IN 46804-2878

Description : A new concrete seawall will be constructed across 41' of the applicant's 57' frontage. The new seawall will replace an existing railroad tie seawall which has deteriorated. The lakeward face of the wall will be located along the lake's legal shoreline. In addition, an existing concrete seawall will be refaced with a layer of concrete across 16' of the applicant's 57' frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on November 22, 2006 and December 5, 2006.

Location : EMS 460 Lane 890  
near Jamestown, Jamestown Township, Steuben County  
SE $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 27, T 38N, R 13E, Angola West Quadrangle  
Quad Code: 4108561  
UTM Coordinates: Downstream 4621082 North, 664290 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20619

Lake : Big Turkey Lake

Applicant : Big Turkey Lake Improvement Association  
Beverly Lantz  
400 Lane 275  
Hudson, IN 46747-9236

Description : An existing 40' by 300' area will be dredged. Approximately 13,939.2 cubic feet of accumulated muck and debris will be removed from the lake bed by dredging to a maximum depth of 8' below the lake's legal level at the center of the channel and sloping uniformly to the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Details of the project are contained in information and plans received at the Division of Water on December 1, 2006.

Location : 400 Lane 275 Turkey Lake  
near Stroh, Salem Township, Steuben County  
SE¼, NE¼, NW¼, Section 18, T 36N, R 11E, Stroh Quadrangle  
Quad Code: 4108552  
UTM Coordinates: Downstream 4604950 North, 650875 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20620

Lake : Lake James

Applicant : Jeff K Nidlinger  
8231 Northwood Park Drive  
Fort Wayne, IN 46825

Description : 1. An existing concrete seawall will be refaced across the 50ft frontage of the applicant's Lake James property to prevent deterioration. The refacing will consist of poured concrete with a steel rod infrastructure which will also be tied to the existing wall with steel rods. The refacing will have a maximum thickness of 12 inches and will be sloped on the lakeward side. A 12 inch wide layer of glacial stone will be placed at the base of the wall for toe protection. A 50 ft wide patio area will be resurfaced and sit flush with the top of the refaced seawall. The patio will be landward of the lakeward face of the refaced wall. 2. An open-loop Geothermal Heating/Cooling System will be installed and be discharged into Lake James. The discharge will run through the piping along the south side of the structure and then through some rocks, etc., creating a waterfall affect. It will continue toward the lake and enter the lake at about seawall height. Details of the project are contained in information received at the Division of Water on December 1, 2006.

Location : Address - 480 Lane 105, Lake James, Angola, IN 46703  
Location - Lonetree Point which is west of the Pokagon State Park entrance and on the 2nd/middle basin of Lake James

at Angola, Steuben Township, Steuben County  
Section 33, T 38N

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20621

Lake : Waldron Lake

Applicant : Paul and Karen Stephenson  
10105 North Eagle Island Road  
Rome City, IN 46784-9791

Description : A vinyl retaining wall will be installed 1 ft landward of the natural shoreline along applicants 155 ft frontage on Waldron Lake. The retaining wall will be anchored to deadmen 12' into the property. Details of the project are contained in information received electronically at the Division of Water on December 1, 2006.

Location : 10105 N Eagle Island Rd  
Rome City IN 46784

Lot #1 Eagle Island Waldron Lake  
Near Rome City, Noble Township, Noble County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20622

Lake : Waldron Lake

Applicant : Tracy Overmyer  
P O BOX 1023  
Rochester, IN 46975-1023

Description : A new vinyl seawall will be constructed across 80 ft frontage of the applicant along Manitou Lake to deter shoreline erosion. The wall will be constructed using vinyl sheet piling. The vinyl seawall will be anchored to deadmen 12 ft into the property from the shoreline and have a maximum thickness of 6 inches. The lakeward face of the wall will be legal/average normal shoreline. Details of the project are contained in information received electronically at the Division of Water on December 1, 2006

Location : 2108 Fords Ct  
Rochester IN 46975  
At Rochester, Rochester Township, Fulton County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20623

Lake : Waldron Lake

Applicant : D J Fishbaugh  
14366 Nataka Trail  
Plymouth, IN 46563

Description : A vinyl retaining wall will be constructed 1 ft landward of the legal/average shoreline along 152 ft of applicants shoreline on Lawrance Lake. The vinyl retaining wall will be anchored to deadmen 12' into the property. Details of the project are contained in information received electronically at the Divisin of Water on Deember 1, 2006

Location : 14366 Nataka Tr.  
Plymouth IN 46563

Lot # 24 in Nataka Trail Subdivision, second addition, in the southquarter of section 19 township 33 north,range two east, center township, Marshall Co  
At Plymouth, Center Township, Marshall County  
Section 19, T 33N, R 2E

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20624

Lake : Lake Manitou

Applicant : Walter Kronberg  
2218 Wolf Point  
Rochester, IN 46975

Description : An existing concrete seawall will be refaced across 79' of the applicant's frontage. The reface layer will consist of vinyl sheet piling installed a maximum of 6" lakeward of the toe of the existing seawall. Details of the project are contained in information and plans received electronically at the Division of Water on December 5, 2006.

Location : 2218 Wolf Point

010-107130-00  
Lots 9&10 Wolfs point

near Rochester, Rochester Township, Fulton County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11